IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 4689 of 2004

Between:

Natturi Malakondaiah, S/o Malakondaiah, R/o Peddagogulapalli Village,

C.S.Puram Mandal, Prakasam District.

... PETITIONER

AND

1 The State of Andhra Pradesh represented by its Secretry to Government,

Home (Police) Department, Secretariat, Hyderabad.
2 The Superintendent of Police, Ongole, Prakasam District.
3 The Station House Officer, Kanigiri P.S. Kanigiri, Prakasam District.
4 Thanguturi Ambeswara Rao, S/o Venkateswarlu,
R/o Garlapeta Village, Kanigiri Mandal, Prakasam District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more in the nature of Writ of Mandamus, declaring the action of the 3rd respondent in not registering a crime against the 4th respondent and investigating into the matter with regard to the theft committed by the 4th respondent, in spite of lodging a private complaint on 12-2-2004 with the Hon'ble Judicial First Class Magistrate, Kanigiri, who in turn has directed the 3rd respondent to take appropriate action in the matter, as illegal, arbitrary, unjust and unconstitutional and consequently direct the 3rd respondent to forthwith enquire into the matter by registering an F.I.R. and probe into the matter and seize the car stolen by the 4th respondent, which is in his custody till date and handover the same to the petitioner

Counsel for the Petitioner: MR.KOTI REDDY IDAMAKANTI

Counsel for the Respondents 1 to 3: GP FOR HOME

Counsel for the Respondent No.4: MR M. SREE RAMA MURTHY

The Court made the following order:

ORDER:

-

-

Learned counsel for the petitioner submits that the sole petitioner died and therefore, the writ petition has become infructuous.

Recording the above submission, the writ petition is dismissed as having become infructuous. No costs.

_____

V. ESWARAIAH, J

April 12, 2005

Dsk

To

1 The Secretry to Government, State of Andhra Pradesh, Home (Police)

Department, Secretariat, Hyderabad.
2 The Superintendent of Police, Ongole, Prakasam District.
3 The Station House Officer, Kanigiri P.S. Kanigiri, Prakasam District.

4 Two CCs to GP For Home, High Court Buildings, Hyderabad (OUT)

Two CD Copies.